

NPDES GENERAL PERMIT NO.2

STORMWATER POLLUTION PREVENTION PLAN FOR CONSTRUCTION ACTIVITY

**Glynn Village – Plat 10
Waukee, Iowa**

**INITIAL SWPPP DOCUMENT PREPARATION BY:
Engineering Resource Group, Inc.**

**For:
Hubbell Metropolitan Development Fund I, LLC**

IMPORTANT NOTICE

This Stormwater Pollution Prevention Plan (SWPPP) shall be retained on the construction site from the date construction activities begin to the date of final stabilization. All contractors working on site shall be supplied a copy of the SWPPP and must sign the certification statement provided. The SWPPP must be updated periodically to show current erosion control practices. It shall be the duty of the OWNER to see that these requirements are met.

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GLYNN VILLAGE – PLAT 10
STORMWATER POLLUTION PREVENTION PLAN

SITE DESCRIPTION

Project Name and Location:	Glynn Village Plat 10 Waukee, Iowa 50263	Owner Information:	Hubbell Metropolitan Development Fund I, LLC 6900 Westown Parkway West Des Moines, Iowa 50266
Description: (Purpose and Types of Soil Disturbing Activities)	<p>This project is a single-family and townhouse residential subdivision expansion consisting of about 143 single-family lots with associated utilities and roadways to be constructed in in this final phase with approximately 60 townhouse units on four (4) large lots.</p> <p>Soil disturbing activities will include: clearing and grubbing, excavation, stockpiling and final grading, construction of temporary entrances/exits and staging areas, installation of utilities, and pavement and building construction.</p>		
Runoff Coefficient:	The final coefficient of runoff for the site will be $C = 0.55$ (5-Year - overall).		
Site Area:	<p>The overall site itself is approximately 93.1 acres.</p> <ul style="list-style-type: none"> • Approximately 6.0 acres will be developed as townhouses. • Approximately 7.6 acres will be modified for the existing detention basin/pond. • Approximately 29.8 acres will be developed as single-family house lots. • Approximately 3.7 acres will remain undisturbed as a riparian vegetative buffer – located westerly of the unnamed stream/creek and northerly of SE Westown Parkway. • The remainder will mainly be public streets, outlots for surface water flowage, and outfalls from all of the site's detention basins/ponds. 		
Approximate Slopes:	3:1 or flatter (Horizontal to Vertical)		
Name of Receiving Waters:	The entire site will drain from a series of public storm sewer into one (1) of the two (2) detention basins within the limits of the plat that then both drain into a unnamed stream/creek, which is located approximately along the westerly property line of the overall project site; then flows southerly into Sugar Creek, which becomes Raccoon River and the Des Moines River.		

ANTICIPATED SEQUENCE OF MAJOR CONSTRUCTION ACTIVITIES

The anticipated order of activities will be as follows:

1. Construct temporary construction exits/entrances and the designated staging area(s).
2. Install perimeter silt fence/filter socks and temporary sediment basins. Stabilize sediment basins and outlets.
3. Begin clearing and grubbing operations. These operations should only take place in those areas where earthwork is expected to take place within 21 days after completion.
4. Site grading shall begin – typically beginning with the stormwater management facilities. Contractor will be responsible for temporarily stabilizing any area that will not be disturbed for at least 21 days no later than 14 days from the last construction activity.

5. Installation of underground utilities. Inlet/outlet protection at all locations specified in the plan shall be installed.
6. Finalize pavement sub-grade preparation.
7. Construct all curb and gutter, inlets, and manholes as specified in the plans.
8. Remove inlet protection around all inlet and manhole structures and carry out final paving operations.
9. Install inlet protection around all inlet structures after final paving is completed.
10. Prepare final backfill, grading, and seeding operations.
11. Stabilization practices as shown on this SWPPP will be maintained throughout building construction of the plat boundary. Previous/Individual lot owners are responsible for producing and maintaining their own stabilization practices as local, state and federal regulations require.
12. Once all paving and permanent stabilization of the site is established, remove silt fence/filter socks and other temporary stabilization measures.
13. Detention basin sediment control shall remain in place until all structures in subdivision have been completed. Remove accumulated sediment from detention basin.

EROSION AND SEDIMENT CONTROLS

The contractor/subcontractor (co-permittees) shall be responsible for the implementation and management of control measures for the following erosion and stormwater management control measures that are specific to this site. This work shall be done in accordance with Division 9 of the SUDAS Urban Standard Specifications for Public Improvements and the condition of the General Permit No. 2 issued by the Iowa Department of Natural Resources (IDNR) included in this SWPPP. As work progresses, additional erosion control items may be required as determined by the City, engineer, or other governmentally regulated agencies after field investigation.

Permanent Stabilization Practices

- Permanent seeding and planting of all unpaved areas by seeding, fertilizing, and mulching shall be completed after final grading is complete. Seed shall be sown at only those times of the year when temperature, moisture, and climate conditions will promote germination and plant growth. Normal application dates are between March 1 and May 31 and between August 10 and September 30.
- All seeded surfaces shall be covered with four (4) inches (minimum) of topsoil at final stabilization.
- Vegetation in areas not needed for construction shall be preserved.

Permanent Structural Practices

- Outlet protection of storm sewers using rip-rap and engineering fabric.
- Stormwater detention facilities to detain and infiltrate flows.
- Storm sewer and curb and gutter to divert stormwater.

Temporary Stabilization Practices

- The use of temporary seeding, mulching, sodding and diversion dikes to help control sediment and erosion. If construction activity is not planned to occur in a disturbed area for at least 21 days, the area shall be stabilized by temporary seeding or mulching no later than 14 days from the last construction activity.
- Mulching exposed areas.
- Silt fence/filter socks shall be used for protection of inlets and used as ditch checks along temporary and permanent drainage ditches.
- Install below grade inlet protection device in public streets after pavement is placed.
- At areas where runoff can move off-site, silt fence/filter socks shall be placed along the perimeter of areas to be disturbed prior to beginning grading, excavation or clearing and grubbing operations.
- Frequent watering during construction shall minimize wind erosion from exposed earth and control dust. No petroleum based products allowed.

Temporary Structural Practices

- Temporary Sediment Basins shall be provided at a rate of 3,600 cubic feet of storage per acre disturbed over

ten (10) acres. If 3,600 cubic feet per ten (10) acre area drained is not attainable, a combination of silt fences/filter socks, multiple sediment traps, or equivalent sediment controls may be used.

- Temporary Sediment Traps may be used to store sediment for drainage areas approximately 2.5 acres in size.

PERMANENT STORMWATER MANAGEMENT

The areas that are not developed will be graded at less than 3:1 (H:V) and will have permanent seeding or plantings. All run-off from this property will be pumped into the North Raccoon River. The permanent onsite dry bottom permanent detention basin has been designed to release at a 5-year pre-developed design rate. The storm sewer discharge point is an existing storm structure on Dart Way as seen on the site plan. Silt fence and temporary erosion control structures will not be removed until all upslope areas have been stabilized. Permanent stormwater management controls include curb and gutters, storm sewer intakes, storm sewer pipes, large shallow detention facility to promote groundwater recharge, outlet structures comprised of flared end sections with rip-rap at ends to prevent erosion and open sided intakes. The existing dry bottom detention basin shall be seeded with an urban mix to promote better soil stabilization and maintenance on any and all disturbed areas and any unstabilized areas.

Maintenance: All stormwater controls shall be inspected on a minimum of a quarterly basis. Debris such as trash, straw, grass clippings, leaves, etc. and silt shall be removed from storm sewer intakes. Grass waterways shall be checked for erosion and corrective action taken as needed. Any brush or volunteer trees that inhibit waterway flow shall be removed.

OTHER CONTROLS

Waste Materials:

All trash and waste materials will be collected and stored in a securely lidded metal dumpster. The dumpster shall meet applicable local and state solid waste management regulations. All trash and construction debris from the site will be deposited in the dumpster. No construction waste materials shall be buried onsite. Concrete wash-out areas shall meet the minimum criteria of the EPA's BMP's. All personnel will be instructed regarding the correct procedure for waste disposal. Notices stating these practices will be posted and the SWPPP Inspection Contractor shall notify the appropriate personnel of the procedures that are to be followed.

Hazardous Waste:

All hazardous waste materials will be disposed in the manner specified by local or State regulation or by the manufacturer. Site personnel will be instructed in these practices and the SWPPP Inspection Contractor shall notify the appropriate personnel of the practices that are to be followed.

Sanitary Waste:

An approved local sanitary waste management contractor, as required by local regulations, will collect all sanitary waste from the portable units.

Off-Site Vehicle Tracking:

The contractor shall provide a stabilized construction exit/entrance to help reduce vehicle tracking of sediments off-site. The paved streets adjacent to the construction site shall be inspected daily and cleaned as necessary or by the end of the work day or prior to a rain event to remove any excess mud, dirt, or rock tracked from the site. Additional material will be added as necessary. Dump trucks hauling material from the site shall be properly covered with a tarpaulin.

Dust Control:

Contractor will frequently water excavated and fill areas during construction. Gravel will be provided at the temporary entrance/exit areas and staging area.

MAINTENANCE AND INSPECTION PROCEDURES

The contractor/subcontractor (co-permittees) shall be required to maintain all temporary erosion control measures in proper working order, including cleaning, repairing, or replacing them throughout the contract period. The following inspection and maintenance practices will be used to maintain erosion and sediment controls and stabilization measures.

- All control measures will be inspected at least once every seven (7) calendar days.
- All measures will be maintained in good working order. If a repair is necessary, it will be initiated within 24 hours of the report.
- Any built up sediment will be removed from the silt fence/filter sock when it has reached one-half of the height of the fence.
- Silt fence/filter socks/wattle will be inspected for depth of sediment, tears, etc., to see if the fabric is securely attached to the fence posts, and to see that the fence posts are securely fastened in the ground.
- The sediment basin, if present, will be inspected for depth of sediment. Built up sediment will be removed when it reaches 25 percent of the design capacity or at the end of the job.
- Diversion dikes, if present, will be inspected and any breaches will be promptly repaired.
- Temporary and permanent seeding and plantings will be inspected for bare spots, washouts, and healthy growth.
- A maintenance inspection report will be made after each inspection and recorded in the project diary.
- The contractor will be responsible for selecting a "qualified" inspector to conduct the inspections. "Qualified" is defined as a person knowledgeable in the principles and practices of erosion and sediment controls who possesses the skills to assess conditions at the construction site that could impact stormwater quality and to assess the effectiveness of any sediment and erosion control measures selected to control the quality of stormwater discharge from the construction activity.

INVENTORY FOR POLLUTION PREVENTION PLAN

The materials or substances listed below are expected to be present onsite during construction:

- | | |
|-----------------------------|----------------------------|
| • Concrete | • Fertilizers |
| • Detergents | • Petroleum Based Products |
| • Paints (enamel and latex) | • Cleaning Solvents |
| • Metal Studs | • Wood |
| • Concrete | • Masonry Block |
| • Tar | • Roofing Shingles |

SPILL PREVENTION

Material Management Practices

The following are the material management practices that will be used to reduce the risk of spills or other accidental exposure of materials and substances to stormwater runoff.

Good Housekeeping:

- An effort will be made to store only enough product required to do the job.
- All materials stored onsite will be stored in a neat, orderly manner in their appropriate containers and, if possible, under a roof or other enclosure.
- Products will be kept in their original containers with the original manufacturer's label.
- Substances will not be mixed with one another unless recommended by the manufacturer.
- Whenever possible, all of a product will be used up before disposing of the container.
- Manufacturer's recommendations for proper use and disposal will be followed.
- The site superintendent will inspect daily to ensure proper use and disposal of materials onsite.

Hazardous Products:

- Products will be kept in original containers unless they are not resealable.
- Original labels and material safety data will be retained; they contain important product information.
- If surplus product must be disposed of, manufacturers' or local and State recommended methods for proper disposal will be followed.

Product Specific Practices

The following product specific practices will be followed onsite:

Petroleum Products:

All onsite vehicles will be monitored for leaks and receive preventive maintenance to reduce the chance of leakage. Petroleum will be stored in tightly sealed containers that are clearly labeled. Any asphalt substances used onsite will be applied according to the manufacturer's recommendations.

Fertilizers:

Fertilizers used will be applied only in the minimum amounts recommended by the manufacturer. Once applied, fertilizer will be worked into the soil to limit exposure to stormwater. Storage will be in a covered shed. The contents of any partially used bags of fertilizer will be transferred to a sealable plastic bin to avoid spills.

Paints:

All containers will be tightly sealed and stored when not required for use. Excess paint will not be discharged to the storm sewer system but will be properly disposed of according to manufacturers' instructions or State and local regulations.

Concrete Trucks:

Concrete trucks will not be allowed to wash out or discharge surplus concrete or drum wash water on the site, except at the specified containment area or into a properly designed receptacle.

Spill Control Practices

The following practices will be followed for spill prevention and cleanup:

- Manufacturers' recommended methods for spill cleanup shall be followed and site personnel will be made aware of the procedures and the location of the information and cleanup supplies.
- Materials and equipment necessary for spill cleanup will be kept in the material storage area onsite. Equipment and materials will include but not be limited to brooms, dustpans, mops, rags, gloves, goggles, kitty litter, sand, sawdust, and plastic and metal trash containers specifically for this purpose.
- All spills will be cleaned up immediately after discovery
- The spill area will be kept well ventilated and personnel will wear appropriate protective clothing to prevent injury from contact with a hazardous substance.
- Spills of toxic or hazardous material will be reported by the SWPPP Inspection Contractor to the appropriate State or local government agency, regardless of the size as soon as possible but not more than six hours after the onset of the spill. Notifications shall include but are not limited to the Iowa DNR, Local Police Department and/or Sheriff's office. If requested, cleanup coordinator shall provide a written report of the incident particulars to the Iowa DNR within 30 days of the request.
- The spill prevention plan will be adjusted to include measures to prevent this type of spill from reoccurring and how to clean up the spill if there is another one. A description of the spill, what caused it, and the cleanup measures will also be included.
- The SWPPP Inspection Contractor will be the spill prevention and cleanup coordinator, and shall be responsible for notifying local/state agencies and/or writing up incident reports in the event of a spill. They will also designate other site personnel who will receive spill prevention and cleanup training. These individuals will each become responsible for a particular phase of prevention and cleanup. The names of responsible spill personnel will be posted onsite.

NON-STORMWATER DISCHARGES

The following is a list of non-stormwater discharges allowed by the Iowa Department of Natural resources and may occur at the job site under the condition that no pollutants will be allowed to come into contact with the water prior to or after it's discharged from the site:

- Water from fire fighting activities and potable water source fire hydrant/watermain/service flushing.
- Water used to flush vehicles or wash vehicles to prevent off-site tracking of material.
- Air conditioning condensate routine building wash downs excluding detergents.
- Irrigation, uncontaminated groundwater, and spring drainage.
- Foundation or footing drains where flows have not been exposed to solvents.
- Pavement wash waters where spills or leaks of hazardous material has not occurred or after removal of spill material and without detergents.

FINAL STABILIZATION AND NOTICE OF DISCONTINUATION

The stormwater discharge from a construction activity is no longer considered to be a discharge subject to the stormwater permit's requirements when final stabilization has been reached and temporary erosion and sediment controls have been or will be removed. The permitted must submit a Notice of Discontinuation (NOD) to inform the Iowa Department of Natural Resources that stormwater discharge no longer needs to be covered by the general permit.

Final stabilization is defined in the general permit as meaning that all soil disturbing activities at the site have been completed, and that a uniform perennial vegetative cover with a density of 70% for unpaved areas not covered by permanent structures has been established or equivalent permanent stabilization measures have been employed.

The Owner shall retain the original SWPPP and all regulatory correspondence for a period of three (3) years after the completion of final stabilization of the site and the NOD.

The Notice of Discontinuation should be filled out by the Owner and mailed to the following address:

Stormwater Coordinator
Iowa Department of Natural Resources
502 East 9th Street
Des Moines, Iowa 50319-0034

SIGNATORY REQUIREMENTS

All notices of intent, stormwater pollution prevention plans, reports, certifications or information either submitted to the Department of the operator of a large or medium municipal separate storm sewer system, or that this permit requires be maintained by the permitted, shall be signed in accordance with 567--64.3(8) of the Iowa Administrative Code as follows:

64.3(8) *Identities of signatories of operation permit applications.* The person who signs the application for an operation permit shall be:

- *Corporations.* In the case of corporations, a principal executive officer of at least the level of vice-president.
- *Partnership.* In the case of a partnership, a general partner.
- *Sole Proprietorships.* In the case of a sole proprietorship, the proprietor.
- *Public facilities.* In the case of a municipal, state, or other public facility, by either the principal executive officer, or the ranking elected official.
- *Stormwater discharge associated with industrial activity from construction activity.* In the case of a stormwater discharge associated with industrial activity from construction as identified in 40 CFR 122.26(b)(14)(x), either the owner of the site or the general contractor.

CERTIFICATION OF COMPLIANCE WITH FEDERAL, STATE, AND LOCAL REGULATIONS

The stormwater pollution prevention plan reflects local, state and federal requirements for stormwater management and erosion and sediment control, as established by local, state and federal regulatory agencies. To ensure compliance, this plan was prepared in accordance with the Urban Design Standards Manual, Chapter 9 – Erosion Control.

STORMWATER POLLUTION PREVENTION PLAN CERTIFICATION

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

3/22/2015 | 11:06 PT

Signed:  Date: _____

Hubbell Metropolitan Development Fund I, LLC
6900 Westown Parkway
West Des Moines, Iowa 50266

NOTICE OF INTENT APPLICATION

4/28 10:00 AM

**IOWA DEPARTMENT OF NATURAL RESOURCES
ENVIRONMENTAL PROTECTION DIVISION**

Cashier's Use Only
17-1736 -

NOTICE OF INTENT FOR NPDES COVERAGE UNDER GENERAL PERMIT

No. 1 FOR "STORM WATER DISCHARGES ASSOCIATED WITH INDUSTRIAL ACTIVITY"

or

No. 2 FOR "STORM WATER DISCHARGES ASSOCIATED WITH INDUSTRIAL ACTIVITY FOR CONSTRUCTION ACTIVITIES"

or

No. 3 FOR "STORM WATER DISCHARGE ASSOCIATED WITH INDUSTRIAL ACTIVITY FOR ASPHALT PLANTS, CONCRETE BATCH PLANTS, ROCK CRUSHING PLANTS, AND CONSTRUCTION SAND AND GRAVEL FACILITIES."

PERMIT INFORMATION

Has this storm water discharge been previously permitted (Check One) ☐ Yes ☒ No

If yes, please list authorization number _____

Under what General Permit are you applying for coverage?

General Permit No. 1 ☐

General Permit No. 2 ☒

General Permit No. 3 ☐

NPDES PERMIT FEE OPTIONS

For coverage under the NPDES General Permit the following fees apply:

- ☒ Annual Permit Fee \$150 (per year) Maximum coverage is one year.
☒ 3-year Permit Fee \$300 Maximum coverage is 3 years.
☐ 4-year Permit Fee \$450 Maximum coverage is 4 years.

Coverage provided by the multi-year permit fees expires no later than the expiration date of the general permit (October 1, 2007).

Checks should be made payable to: Iowa Department of Natural Resources

FACILITY OR PROJECT INFORMATION

Enter the name and full address/location (not mailing address) of the facility or project for which permit coverage is requested.

NAME: Glynn Village Plat 1		STREET ADDRESS OF SITE: Booth Avenue & Grant Parkway	
CITY: Waukec	COUNTY: Dallas	STATE: Iowa	ZIP CODE: 50263

CONTACT INFORMATION. Give name, mailing address and telephone number of a contact person (Attach additional information on separate pages as needed). This will be the address to which all correspondence will be sent and to which all questions regarding your application and compliance with the permit will be directed.

NAME: Hubbell Metropolitan Development Fund I, LLC (Series E)		ADDRESS: 6900 Westown Parkway	
CITY: West Des Moines	STATE: Iowa	ZIP CODE: 50266	TELEPHONE: (515) 243-3228
Check the appropriate box to indicate the legal status of the operator of the facility. <input type="checkbox"/> Federal <input type="checkbox"/> State <input type="checkbox"/> Public <input checked="" type="checkbox"/> Private <input type="checkbox"/> Other			

SIC CODE* (General Permit No. 1 & 3 Applicants Only)

* SIC code refers to Standard Industrial Classification code number used to classify establishments by type of economic activity.

FACILITY LOCATION OR LOCATION OF CONSTRUCTION SITE

Give the location by 1/4 section location (i.e. NW)/section number/ township/ range.

1/4 SECTION	SECTION	TOWNSHIP	RANGE
NE & NW	5	T78N	R26W

MAIL TO:
STORM WATER COORDINATOR
IOWA DEPARTMENT OF
NATURAL RESOURCES
502 E. 9TH STREET
DES MOINES, IA 50319-0034

OWNER INFORMATION

Enter the name and full address of the owner of the facility.

NAME: Hubbell Metropolitan Development Fund I, LLC (Series E)	ADDRESS: 6900 Westown Parkway
CITY: West Des Moines	STATE: Iowa
ZIP CODE: 50266	TELEPHONE: (515) 243-3228

OUTFALL INFORMATION

Discharge Start Date, i.e., when did/will the site begin operation or 10/1/92, whichever is later: April 2005

Is any storm water monitoring information available describing the concentration of pollutants in storm water discharges? ☐ Yes ☒ No

NOTE: Do not attach any storm water pollutant information as part of this Notice of Intent.

Receiving water (s) to the first uniquely named waterway in Iowa, (e.g., road ditch to unnamed tributary to Mud Creek to South Skunk River):

Un-named Waterway leading to Sugar Creek

Compliance With The Following Conditions:

1. Has the pollution prevention plan been developed prior to the submittal of this Notice of Intent?
2. Will the Storm Water Pollution Prevention Plan comply with approved State (Section 161A.64, Code of Iowa) or local sediment and erosion plans? (for General Permit 2 only)
3. Have two (2) public notices been published for at least one day, one each in two newspapers with the largest circulation in the area where the discharge is located? (new applications only)

Yes	No
X	
X	
X	

GENERAL PERMIT NO. 2 AND GENERAL PERMIT NO. 3 APPLICANTS COMPLETE THIS SECTION.

Description of Project: Single family residential development

For General Permit No. 3 - Is this facility to be moved this year?
☐ Yes ☐ No

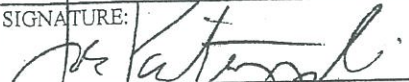
Number of Acres of Disturbed Soil: Approximately 60 acres
(Construction Activities Only)

Estimated Timetable For Activities / Projects, i.e., approximately when did/will the project begin and end: April 2005 begin construction; October 2005 complete site work; Fall 2007 complete home construction with final stabilization

Only the following individuals may sign the certification: owner of site, principal executive officer of at least the level of vice-president of the company owning the site, a general partner of the company owning the site, principal executive officer or ranking elected official of the public entity owning the site, any of the above of the general contracting company for construction sites.

CERTIFICATION

I certify under penalty of law that this document was prepared under my direction or supervision in accordance with a system designed to assure that qualified people properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, this information is to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

NAME (please print) JOE PIETRZYNSKI	TITLE: DEVELOPMENT MANAGER - AGENT
SIGNATURE: 	DATE: 5/24/2005



DEPARTMENT OF NATURAL RESOURCES

THOMAS J. VILSACK, GOVERNOR
SALLY J. PEDERSON, LT. GOVERNOR

JEFFREY R. VONK, DIRECTOR

May 31, 2005

HUBBELL METROPOLITAN DEVELOPMENT FUND I, L.L.C.
6900 WESTOWN PARKWAY
WEST DES MOINES, IA 50266

Re: Authorization of a Storm Water Discharge Associated With Construction Activity
Iowa Department of Natural Resources, NPDES General Permit No.2
DNR Authorization Number: IA - 9433 - 9235
Facility Name and Location: GLYNN VILLAGE PLAT 1, WAUKEE, IA

Dear Storm Water Discharger:

This letter is to acknowledge that a complete Notice of Intent to be covered under Iowa's NPDES Storm Water General Permit No. 2 has been received. Please use the DNR Authorization Number provided above for any future correspondence on this project. By making this Notice of Intent with the DNR, you are committing to meet the terms and conditions in General Permit No. 2. If you do not have a copy of General Permit No. 2 please call (515)281-6782 and request that a copy be sent to you.

In accordance with the terms and conditions in General Permit No. 2, a pollution prevention plan was to have been developed before the Notice of Intent was submitted to the department. The plan is to be implemented at the start of construction and updated accordingly. The pollution prevention plan and other records are to be kept on-site where the storm water discharge occurs. Unless otherwise requested, you do not need to provide a copy to the DNR.

When the construction project has reached final stabilization as defined in the permit, you must submit a Notice of Discontinuation to the DNR (refer to the summary guidance document). Final stabilization is not achieved for residential and commercial developments until all houses and buildings have been constructed and ground surrounding them has been finally stabilized.

If you have questions, please call me at (515)281-7017 or call (515)281-6782 and ask for storm water permit assistance.

Sincerely,

Joseph D. Griffin
Wastewater Section
Environmental Protection Division

Enclosure(s): Contact Information Sheet; Permit Authorization Sheet.

File No. CON 11 - 4 - 1 -- 9433
IDNR Field Office #5



DEPARTMENT OF NATURAL RESOURCES

THOMAS J. VILSACK, GOVERNOR
SALLY J. PEDERSON, LT. GOVERNOR

JEFFREY R. VONK, DIRECTOR

DEPARTMENT OF NATURAL RESOURCES
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)
NOTICE OF GENERAL PERMIT COVERAGE UNDER
GENERAL PERMIT NO. 2

STORM WATER DISCHARGE ASSOCIATED WITH CONSTRUCTION ACTIVITY

This notice of general permit coverage for a storm water discharge associated with construction activity is issued pursuant to the authority of section 402 (b) of the Clean Water Act (U.S.C. 1342(b)), Iowa Code 455B.174, and subrule 567--64.4(2), Iowa Administrative Code. A Notice of Intent has been filed with the Iowa Department of Natural Resources that this storm water discharge complies with the terms and conditions of NPDES General Permit No. 2. Authorization is hereby issued to discharge storm water associated with industrial activity as defined in Part VIII of the Iowa Department of Natural Resources NPDES General Permit No. 2 in accordance with the terms and conditions set forth in the permit.

Owner:

HUBBELL METROPOLITAN DEVELOPMENT FUND I, L.L.C.
6900 WESTOWN PARKWAY
WEST DES MOINES IA 50266
(515)243-3228

Permit Coverage Issued To:

GLYNN VILLAGE PLAT 1
BOOTH AVENUE & GRANT PARKWAY
in WAUKEE, DALLAS COUNTY
located at

1/4 Section	Section	Township	Range	Latitude			Longitude		
				Degrees	Minutes	Seconds	Degrees	Minutes	Seconds
NE & NW	5	78N	26W						

Coverage Provided Through: 5/31/2008

NPDES Permit Discharge Authorization Number: 9433 - 9235

Discharge Authorization Date: 5/31/2005

Project Description: SINGLE FAMILY RESIDENTIAL DEVELOPMENT.
APPRX: 60 ACRES.

PUBLIC NOTICES

Proof of Publication

Dallas County
State of Iowa SS

1. Stephen R. Whitehead

4120

Publisher of THE PERRY CHIEF, a Newspaper
printed and published at Perry, Dallas County, Iowa
do certify that the attached Notice of Intent
Hubbell Realty Company

_____ was published in said newspaper in
_____ one issue _____ once each week
for _____ 1 consecutive _____ week
commencing February 24, 2005 and
ending February 24, 2005.

Stephen R. Whitehead

Subscribed and sworn to before my by

Stephen R. Whitehead this
24 day of February, 2005.



LORI LYNN LOTT
Commission Number 166761
MY COMM. EXP. 9/30/2007

Lori Lynn Lott

Notary Public in and For
Dallas County, Iowa

Printer's Fee

\$16.09

Public Notice Storm Water Discharge

Public Notice of Storm Water Discharge

Hubbell Realty Company plans to submit a Notice of Intent to the Iowa Department of Natural Resources to be covered under NPDES General Permit, General Permit #2, Stormwater Discharge Associated with Construction.

The storm water discharge will be from Site Grading, Paving & Utilities located in the NW 1/4 and the NE 1/4 of Section 35, T78N, R26W, Dallas County, Waukegan, Iowa.

Storm water will be discharged from a point source and will be discharged to the following streams: Unnamed Waterway to Sugar Creek.

Comments may be submitted to the Storm Water Discharge Coordinator, IOWA DEPARTMENT OF NATURAL RESOURCES, Environmental Protection Division, Henry A. Wallace Building, 502 E 9th Street, Des Moines, Iowa 50319-0034. The public may review the Notice of Intent from 8 a.m. to 4:30 p.m., Monday through Friday, at the above address after the department has received it.

NPDES

4124
NPDES

Proof of Publication


STATE OF IOWA,
Dallas County

I, Greg Kytola, Publisher of the Dallas County News, a weekly newspaper, published in the town of Adel, in the county and state aforesaid, do hereby certify that the attached notice was published in said newspaper for 1 consecutive week(s), commencing on _____, 2005, and ending February 24, 2005.



Publisher

Subscribed and sworn to before me this 24 day of February, 2005.



Notary Public

Printer's Fee \$ 11.61



PUBLIC NOTICE OF STORM WATER DISCHARGE

Hubbell Realty Company plans to submit a Notice of Intent to the Iowa Department of Natural Resources to be covered under NPDES General Permit #2: Stormwater Discharge Associated with Construction.

The storm water discharge will be from Site Grading; Paving & Utilities located in the NW 1/4 and the NE 1/4 of Section 5, T78N; R26W, Dallas County, Waukegan, Iowa.

Storm water will be discharged from 5 point sources and will be discharged to the following streams: Unnamed Waterway to Sugar Creek.

Comments may be submitted to the Storm Water Discharge Coordinator, Iowa Department of Natural Resources, Environmental Protection Division, 900 E. Grand Avenue, Des Moines, IA 50319-0034. The public may review the Notice of Intent from 8 a.m. to 4:30 p.m., Monday through Friday, at the above address after it has been received by the department.

NPDES GENERAL PERMIT NO. 2



STATE OF IOWA

TERRY E. BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

DEPARTMENT OF NATURAL RESOURCES
CHUCK GIFF, DIRECTOR

DEPARTMENT OF NATURAL RESOURCES
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)
NOTICE OF GENERAL PERMIT COVERAGE UNDER
GENERAL PERMIT NO. 2

STORM WATER DISCHARGE ASSOCIATED WITH CONSTRUCTION ACTIVITY

This notice of general permit coverage for a storm water discharge associated with construction activity is issued pursuant to the authority of section 402 (b) of the Clean Water Act (U.S.C. 1342(b)), Iowa Code 455B.174, and subrule 567--64.4(2), Iowa Administrative Code. A Notice of Intent has been filed with the Iowa Department of Natural Resources that this storm water discharge complies with the terms and conditions of NPDES General Permit No. 2. Authorization is hereby issued to discharge storm water associated with industrial activity as defined in Part VIII of the Iowa Department of Natural Resources NPDES General Permit No. 2 in accordance with the terms and conditions set forth in the permit.

Owner: HUBBELL METROPOLITAN DEVELOPMENT FUND I
6900 WESTOWN PARKWAY
WEST DES MOINES IA 50266
(515)280-2059

Permit Coverage Issued To:

GLYNN VILLAGE PROJECT - CONSTRUCTION
BOOTH AVE. & GRANT PARKWAY
in WAUKEE, DALLAS COUNTY
located at

1/4 Section	Section	Township	Range
NE & NW	5	78N	26W

Coverage Provided Through: 5/31/2017
NPDES Permit Discharge Authorization Number: 9433 - 9235
Discharge Authorization Date: 5/31/2005

Project Description: CONSTRUCTION OF A SINGLE FAMILY RESIDENTIAL
DEVELOPMENT 180 ACRES



STATE OF IOWA

TERRY E. BRANSTAD, GOVERNOR
KIM REYNOLDS, LT. GOVERNOR

DEPARTMENT OF NATURAL RESOURCES
CHUCK GIPP, DIRECTOR

April 9, 2014

NATE ESSER
HUBBELL REALTY COMPANY
6900 WESTOWN PARKWAY
WEST DES MOINES, IA 50266

Re: Acknowledgement of Receipt of Permit Renewal Fee Payment
DNR Authorization Number: IA - 9433 - 9235
Facility Name and Location: GLYNN VILLAGE PROJECT - CONSTRUCTION WAUKEE, IA

Enclosed you will find a revised discharge authorization sheet for your storm water NPDES General Permit. The storm water discharge covered under the general permit has been authorized for additional year(s). The revised date is shown on the lower portion of the authorization sheet following the phrase 'Coverage Provided Through.'

If you have questions, please call me at (515) 725-3403 or email at Mark.Lasnek@dnr.iowa.gov.

Mark Lasnek
NPDES Section

Enclosure: Permit Authorization Sheet

File No. CON 11 - 34 -- 9433
IDNR Field Office # 5

NOTICE OF DISCONTINUATION

Notice of Discontinuation
OF A STORM WATER DISCHARGE
COVERED UNDER IOWA NPDES GENERAL PERMIT NO. 2
FOR CONSTRUCTION ACTIVITIES

Name of the owner or facility to which the storm water discharge general permit coverage was issued.

County: _____

List the complete permit authorization number for the discharge. This number is provided on the bottom of the authorization sheet.

IA- _____ --- _____

List the date the construction site reached final stabilization as defined on the back of this form.

The following certification must be signed in accordance with the signatory requirements of the general permit (see back side).

I certify under penalty of law that disturbed soils at the identified facility have been finally stabilized and temporary erosion and sediment control measures have been removed or will be removed at an appropriate time. I understand that by submitting this Notice of Discontinuation, I am no longer authorized to discharge storm water associated with industrial activity for construction activities by Iowa Department of Natural Resources NPDES General Permit No. 2 and that discharging pollutants from storm water associated with industrial activity to waters of the United States is unlawful under the Clean Water Act where the discharge is not authorized by an NPDES permit.

I further certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for known violations.

Name (print)

Title

Signature

Date

Return to:

Storm Water Coordinator
Department of Natural Resources
502 E. 9th Street
Des Moines, IA 50319-0034

Final Stabilization means that all soil disturbing activities at the site have been completed and that a uniform perennial vegetative cover for the area has been established or equivalent stabilization measures have been employed. All building must be completed before the project is considered finally stabilized.

SIGNATORY REQUIREMENTS All Notices of Intent, storm water pollution prevention plans, reports, certifications or information either submitted to the Department or the operator of a large or medium municipal separate storm sewer system, or that this permit requires be maintained by the permittee, shall be signed in accordance with rule 567--64.3(8) of the Iowa Administrative Code as follows:

64.3(8) *Identity of signatories of operation permit applications.* The person who signs the application for an operation permit shall be:

- a. *Corporations.* In the case of corporations, a principal executive officer of at least the level of vice-president.
- b. *Partnerships.* In the case of a partnership, a general partner.
- c. *Sole proprietorships.* In the case of a sole proprietorship, the proprietor.
- d. *Public facilities.* In the case of a municipal, state, or other public facility, by either the principal executive officer, or the ranking elected official.
- e. *Storm water discharge associated with construction activity.* In the case of a storm water discharge associated with industrial activity from construction as identified in 40 CFR 122.26(b)(14)(x), either the owner of the site or the general contractor.

CONSTRUCTION SCHEDULE

Note: This section shall be completed after selection of various contractors. The Inspector shall submit information to the Manager, to the City, and to the Engineer. The Contractor's SWPPP Manager shall be responsible for the revisions and ensuring maintenance of the SWPPP.

SWPPP MANAGERS AND INSPECTORS

Owner's SWPPP Manager:

Telephone:

E-Mail:

Start Date:

Completion Date:

Contact's SWPPP Manager:

Telephone:

E-Mail:

Start Date:

Completion Date:

Contractor's SWPPP Manager:

Telephone:

E-Mail:

Start Date:

Completion Date:

Contractor's Inspector:

Telephone:

E-Mail:

Start Date:

Completion Date:

Note: This section shall be completed after selection of various contractors. The Inspector shall submit information to the Manager, to the City, and to the Engineer. The Contractor's SWPPP Manager shall be responsible for the revisions and ensuring maintenance of the SWPPP.

SWPPP MANAGERS AND INSPECTORS

Owner's SWPPP Manager:

Andrew Hubbell Operations Manager
6900 Westown PKWY
West Des Moines, IA 50266

Telephone:

515-802-5720

E-Mail:

andrew.hubbell@hubbellrealty.com

Start Date:

6/8/15

Completion Date:

Contact's SWPPP Manager:

Nick Newbury Development Inspector
6900 Westown PKWY
West Des Moines, IA 50266

Telephone:

515-608-3296

E-Mail:

Start Date:

6/8/15

Completion Date:

Contractor's SWPPP Manager:

Nick Newbury

Telephone:

515-608-3296

E-Mail:

Start Date:

6/8/15

Completion Date:

Contractor's Inspector:

Nick Newbury

Telephone:

515-608-3296

E-Mail:

nick.newbury@hubbellrealty.com

Start Date:

6/8/15

Completion Date:

PROJECTED CONSTRUCTION SCHEDULE

Initial Preparation of Site: Perimeter silt fence/filter socks and other temporary erosion control installation

Contractor:

Tidy Site Services
1150 SW Brookside Cir
Grimes, IA 50111

Contact: Reid Tamisiea 515-480-1818

Projected Start Date:

6/10/15

Projected Completion Date:

6/10/15

Actual Start Date:

6-10-15

Actual Completion Date:

6-10-15

Initial Grading Operations: Clearing and grubbing, strip and stockpile topsoil

Contractor:

McAninch Corporation
4001 Delaware
Des Moines, IA 50313

Contact: Dan Sullivan 515-267-2500

Projected Start Date:

6/8/15

Projected Completion Date:

Actual Start Date:

6-10-15

Actual Completion Date:

6-24-15

Mass Grading Operations: Rough grading and installation of sediment control

Contractor:

McAninch Corporation

Contact: Dan Sullivan 515-267-2500

Projected Start Date:

6/10/15

Projected Completion Date:

7/31/15

Actual Start Date:

Actual Completion Date:

End of August

2000
2000-2

2000
2000-2

2000-2

PROJECTED CONSTRUCTION SCHEDULE (Continued)

Installation of Underground Utilities: Water Main Construction

Contractor:

McAninch Corporation

Contact: Dan Kruse 515-267-2500

Projected Start Date:

Projected Completion Date:

Actual Start Date:

Actual Completion Date:

11-10-12-16 Stopped in December - weather
5-16-16

Installation of Underground Utilities: Sanitary Sewer Construction

Contractor:

McAninch

Contact: Dan Kruse 515-267-2500

Projected Start Date:

Projected Completion Date:

Actual Start Date:

Actual Completion Date:

October 2015 Stopped in December restart in February
5-16-16 Westown!

Installation of Underground Utilities: Storm Sewer Construction

Contractor:

McAninch

Contact: Dan Kruse 267-2500

Projected Start Date:

Projected Completion Date:

Actual Start Date:

Actual Completion Date:

10-12-16 stopped in december restart in February
5-16-16

2-16-16

2-16-16
2-16-16
2-16-16

2-16-16

PROJECTED CONSTRUCTION SCHEDULE (Continued)

Sub-grade Preparation:

Contractor:

McAninch

Contact: Dan Sullivan

Projected Start Date:

Projected Completion Date:

Actual Start Date:

5-23-16

Actual Completion Date:

5-30-16

Paving Operations:

Contractor:

Alliance Construction

Contact: 515-225-6677

Projected Start Date:

Projected Completion Date:

Actual Start Date:

6-20-16

Actual Completion Date:

7-25-16

Final Backfill and Grading Operations:

Contractor:

McAninch

Contact: Dan Sullivan

Projected Start Date:

Projected Completion Date:

Actual Start Date:

8-1-16

Actual Completion Date:

8-29-16

PROJECTED CONSTRUCTION SCHEDULE (Continued)

Landscaping, Seeding and Final Stabilization: Final seeding, sod placement, temporary erosion control removal

Contractor:

Tidy Site Services

Contact: Reid Tamisiea 515-480-1815

Projected Start Date:

Projected Completion Date:

Actual Start Date:

Actual Completion Date:

8-29-16
9-10-16

Lot Construction: Home construction, commercial site development

Contractor:

Hubbell Homes, third party builders

Contact: Eric Miller 515-779-2265

Projected Start Date:

Projected Completion Date:

Actual Start Date:

Actual Completion Date:

9-

OPERATORS LIST

[illegible]

**CERTIFICATION STATEMENT
FOR
GLYNN VILLAGE - PLAT 10
WAUKEE, IOWA**

Contractor/Subcontractor: McANINCH Corp
Address: 4001 DELAWARE
DSM, IA 50313

Phone Number: 515-267-2500
Date: 6/4/2015

"I certify under penalty of law that I understand the terms and conditions of the general National Pollutant Discharge Elimination System (NPDES) permit that authorized the stormwater discharges associated with industrial activity from the construction site as part of this certification. Further, by my signature, I understand that I am becoming a co-permittee, along with the owner(s) and other contractors and subcontractors signing such certifications, to the Iowa Department of Natural Resources NPDES General Permit No. 2 for "Stormwater Discharge Associated with Industrial Activity for Construction Activities" at the identified site. As a co-permittee, I understand that I, and my company, are legally required under the Clean Water Act and the Code of Iowa, to ensure compliance with the terms and condition of the stormwater pollution prevention plan developed under this NPDES permit and the terms of this NPDES permit.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Signed:



Title:

P.M. ESTIMATOR

Contractor/Subcontractor Certification Statement
For
Glynn Village Plat 10
Waukee, Iowa

NPDES Permit Authorization Number: 9433-9235

Contractor/Subcontractor: Alliance Construction Group
Address: 3000 SE Grimes Blvd. Ste. 800.
Phone Number: (515) 225-6677
Date: 6/1/2015

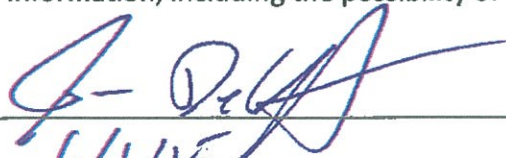
"I certify under penalty of law that I understand the terms and conditions of the general National Pollutant Discharge Elimination System (NPDES) permit that authorized the stormwater discharges associated with the industrial activity from the construction site as part of this certification. Further, by my signature, I understand that I am becoming a co-permittee, along with the owner(s) and other contractors and subcontractors signing such certifications, to the Iowa Department of Natural Resources NPDES General Permit No. 2 for "Stormwater Discharge Associated with Industrial Activity for Construction Activities" at the identified site. As a co-permittee, I understand that I, and my company, are legally required under the Clean Water Act and the Code of Iowa, to ensure compliance with the terms and condition of the stormwater pollution prevention plan developed under this NPDES permit and the terms of this NPDES permit.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Signed: _____

Date Signed: _____

Title: _____


6/1/15
Owner/Estimator



6900 Westown Parkway West Des Moines, Iowa 50266 www.hubbellrealty.com 515-243-3228 FAX 515-280-2000

CONTRACTOR'S CERTIFICATION STATEMENT

Buyer: Eden Custom Homes, LLC

Seller: Hubbell Metropolitan Development Fund I, LLC (Series E)

Property (Lot # or Local Address or Legal Description): Lots 25-26, Glynn Village Plat 10, an Official Plat, now included in and forming a part of the City of Waukee, Dallas County, Iowa.

Permit Number: IA-9433-9235

Buyer is hereby notified that there exists an NPDES Storm Water Discharge Permit No. 2 (the "General Permit") and a pollution prevention plan for Glynn Village Plat 10, which includes the Property. Buyer acknowledges receipt of the General Permit and pollution prevention plan. Additionally, a copy of the General Permit and pollution prevention plan is located at Seller's offices at 6900 Westown Parkway, West Des Moines, Iowa.

Buyer understands and agrees that from and after the Closing Date for each Lot, Buyer shall become the sole responsible permittee for such Lot with respect to compliance with all terms, provisions, conditions and requirements of the General Permit and the pollution prevention plan.

Additionally, from and after the Closing Date for each Lot, Buyer shall, under all circumstances, prevent the loss, transfer or migration of any soil, silt, hazardous substance or solid waste from or beyond the boundaries of such Lot. At all times from and after the Closing Date for each Lot, Buyer shall have the sole operational control of storm water discharges associated with such Lot. In the event Buyer fails to take all necessary action to prevent the loss, transfer or migration of any soil, silt, sediment, petroleum product, hazardous substance or solid waste from or beyond the boundaries of such Lot, Seller may, but is not required to, take such action, as Seller determines appropriate in its sole discretion, to prevent such losses or the remove such soil, silt, sediment, petroleum product, hazardous substance or solid waste that has migrated or otherwise moved from such Lot to areas beyond the boundaries of such Lot and Buyer shall reimburse Seller for its actual expenses in preventing such losses or removing such soil, silt, sediment, petroleum product, hazardous substance or solid waste, including a charge equal to 2.35 times the hourly salary of any employee of Seller or its agent who supervises such activity, plus an administrative charge of \$250.00 for each such occurrence. Buyer shall pay such amounts to Seller upon demand. Any amount due from Buyer to Seller that is not paid within five (5) days of such demand shall bear interest at an annual rate of twelve percent (12%) per annum until paid in full.

Buyer shall protect, defend, indemnify and hold harmless Seller and its members or partners and their officers, directors, shareholders, members, partners or employees from any and all damages, claims liabilities, fines, penalties, cleanup costs and/or attorneys and consultant fees caused by, or in any manner related to: (1) any discharges from the Property, and/or (2) any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to the Property after the date of sale of each Lot to Buyer. Buyer hereby releases, waives and otherwise discharges any and all claims that Buyer may assert against Seller relating, in any manner, to any discharges from each Lot and/or any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to such Lot after the date of sale of such Lot to Buyer.

Eden Custom Homes, LLC

By: 

Title: Matthew Peterson, President

Address: 8972 NW 72nd Place, Johnston, IA 50131

Telephone: 515-208-2537

Date: August 29, 2016

PLEASE EXECUTE FOUR ORIGINALS, ONE EACH FOR BUYER, SELLER, IOWA DNR, AND CITY/COUNTY



6900 Westown Parkway West Des Moines, Iowa 50266 www.hubbellrealty.com 515-243-3228 FAX 515-280-2000

CONTRACTOR'S CERTIFICATION STATEMENT

Buyer: Keystone Homes, LLC

Seller: Hubbell Metropolitan Development Fund I, LLC (Series E)

Property (Lot # or Local Address or Legal Description): Lot 99, Glynn Village Plat 10, an Official Plat, now included in and forming a part of the City of Waukee, Dallas County, Iowa.

Permit Number: IA-9433-9235

Buyer is hereby notified that there exists an NPDES Storm Water Discharge Permit No. 2 (the "General Permit") and a pollution prevention plan for Glynn Village Plat 10, which includes the Property. Buyer acknowledges receipt of the General Permit and pollution prevention plan. Additionally, a copy of the General Permit and pollution prevention plan is located at Seller's offices at 6900 Westown Parkway, West Des Moines, Iowa.

Buyer understands and agrees that from and after the Closing Date for each Lot, Buyer shall become the sole responsible permittee for such Lot with respect to compliance with all terms, provisions, conditions and requirements of the General Permit and the pollution prevention plan.

Additionally, from and after the Closing Date for each Lot, Buyer shall, under all circumstances, prevent the loss, transfer or migration of any soil, silt, hazardous substance or solid waste from or beyond the boundaries of such Lot. At all times from and after the Closing Date for each Lot, Buyer shall have the sole operational control of storm water discharges associated with such Lot. In the event Buyer fails to take all necessary action to prevent the loss, transfer or migration of any soil, silt, sediment, petroleum product, hazardous substance or solid waste from or beyond the boundaries of such Lot, Seller may, but is not required to, take such action, as Seller determines appropriate in its sole discretion, to prevent such losses or the remove such soil, silt, sediment, petroleum product, hazardous substance or solid waste that has migrated or otherwise moved from such Lot to areas beyond the boundaries of such Lot and Buyer shall reimburse Seller for its actual expenses in preventing such losses or removing such soil, silt, sediment, petroleum product, hazardous substance or solid waste, including a charge equal to 2.35 times the hourly salary of any employee of Seller or its agent who supervises such activity, plus an administrative charge of \$250.00 for each such occurrence. Buyer shall pay such amounts to Seller upon demand. Any amount due from Buyer to Seller that is not paid within five (5) days of such demand shall bear interest at an annual rate of twelve percent (12%) per annum until paid in full.

Buyer shall protect, defend, indemnify and hold harmless Seller and its members or partners and their officers, directors, shareholders, members, partners or employees from any and all damages, claims liabilities, fines, penalties, cleanup costs and/or attorneys and consultant fees caused by, or in any manner related to: (1) any discharges from the Property, and/or (2) any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to the Property after the date of sale of each Lot to Buyer. Buyer hereby releases, waives and otherwise discharges any and all claims that Buyer may assert against Seller relating, in any manner, to any discharges from each Lot and/or any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to such Lot after the date of sale of such Lot to Buyer.

Keystone Homes, LLC

By: 

Title: Jocelyn Lippold Fink, Member Manager

Address: 1645 NW 102nd Street, Clive, IA 50325

Telephone: 515-240-1179

Date: August 29, 2016

PLEASE EXECUTE FOUR ORIGINALS, ONE EACH FOR BUYER, SELLER, IOWA DNR, AND CITY/COUNTY



6900 Westown Parkway West Des Moines, Iowa 50266 www.hubbellrealty.com 515-243-3228

FAX 515-280-2000

CONTRACTOR'S CERTIFICATION STATEMENTBuyer: Hubbell Homes, L.C.Seller: Hubbell Metropolitan Development Fund I, LLC (Series E)Property (Lot # or Local Address or Legal Description): Lots 41,42,44,80,82,83,84,85,109, Glynn Village Plat 10, an Official Plat, now included in and forming a part of the City of Waukee, Dallas County, Iowa.Permit Number: IA-9433-9235

Buyer is hereby notified that there exists an NPDES Storm Water Discharge Permit No. 2 (the "General Permit") and a pollution prevention plan for Glynn Village Plat 10, which includes the Property. Buyer acknowledges receipt of the General Permit and pollution prevention plan. Additionally, a copy of the General Permit and pollution prevention plan is located at Seller's offices at 6900 Westown Parkway, West Des Moines, Iowa.

Buyer understands and agrees that from and after the Closing Date for each Lot, Buyer shall become the sole responsible permittee for such Lot with respect to compliance with all terms, provisions, conditions and requirements of the General Permit and the pollution prevention plan.

Additionally, from and after the Closing Date for each Lot, Buyer shall, under all circumstances, prevent the loss, transfer or migration of any soil, silt, hazardous substance or solid waste from or beyond the boundaries of such Lot. At all times from and after the Closing Date for each Lot, Buyer shall have the sole operational control of storm water discharges associated with such Lot. In the event Buyer fails to take all necessary action to prevent the loss, transfer or migration of any soil, silt, sediment, petroleum product, hazardous substance or solid waste from or beyond the boundaries of such Lot, Seller may, but is not required to, take such action, as Seller determines appropriate in its sole discretion, to prevent such losses or the remove such soil, silt, sediment, petroleum product, hazardous substance or solid waste that has migrated or otherwise moved from such Lot to areas beyond the boundaries of such Lot and Buyer shall reimburse Seller for its actual expenses in preventing such losses or removing such soil, silt, sediment, petroleum product, hazardous substance or solid waste, including a charge equal to 2.35 times the hourly salary of any employee of Seller or its agent who supervises such activity, plus an administrative charge of \$250.00 for each such occurrence. Buyer shall pay such amounts to Seller upon demand. Any amount due from Buyer to Seller that is not paid within five (5) days of such demand shall bear interest at an annual rate of twelve percent (12%) per annum until paid in full.

Buyer shall protect, defend, indemnify and hold harmless Seller and its members or partners and their officers, directors, shareholders, members, partners or employees from any and all damages, claims liabilities, fines, penalties, cleanup costs and/or attorneys and consultant fees caused by, or in any manner related to: (1) any discharges from the Property, and/or (2) any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to the Property after the date of sale of each Lot to Buyer. Buyer hereby releases, waives and otherwise discharges any and all claims that Buyer may assert against Seller relating, in any manner, to any discharges from each Lot and/or any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to such Lot after the date of sale of such Lot to Buyer.

Hubbell Homes, L.C.

By: Hubbell Realty Company, Manager

 BY: Ashley Aust
 Ashley Aust, Assistant Secretary
Address: **6900 Westown Parkway, West Des Moines, IA 50266**Telephone: **243-3228**Date: September 14, 2016**PLEASE EXECUTE FOUR ORIGINALS, ONE EACH FOR BUYER, SELLER, IOWA DNR, AND CITY/COUNTY**



6900 Westown Parkway West Des Moines, Iowa 50266 www.hubbellrealty.com 515-243-3228 FAX 515-280-2000

CONTRACTOR'S CERTIFICATION STATEMENT

Buyer: Keystone Homes, LLC

Seller: Hubbell Metropolitan Development Fund I, LLC (Series E)

Property (Lot # or Local Address or Legal Description): Lots 133, 134, and 135, Glynn Village Plat 10, an Official Plat, now included in and forming a part of the City of Waukee, Dallas County, Iowa.

Permit Number: IA-9433-9235

Buyer is hereby notified that there exists an NPDES Storm Water Discharge Permit No. 2 (the "General Permit") and a pollution prevention plan for Glynn Village Plat 10, which includes the Property. Buyer acknowledges receipt of the General Permit and pollution prevention plan. Additionally, a copy of the General Permit and pollution prevention plan is located at Seller's offices at 6900 Westown Parkway, West Des Moines, Iowa.

Buyer understands and agrees that from and after the Closing Date for each Lot, Buyer shall become the sole responsible permittee for such Lot with respect to compliance with all terms, provisions, conditions and requirements of the General Permit and the pollution prevention plan.

Additionally, from and after the Closing Date for each Lot, Buyer shall, under all circumstances, prevent the loss, transfer or migration of any soil, silt, hazardous substance or solid waste from or beyond the boundaries of such Lot. At all times from and after the Closing Date for each Lot, Buyer shall have the sole operational control of storm water discharges associated with such Lot. In the event Buyer fails to take all necessary action to prevent the loss, transfer or migration of any soil, silt, sediment, petroleum product, hazardous substance or solid waste from or beyond the boundaries of such Lot, Seller may, but is not required to, take such action, as Seller determines appropriate in its sole discretion, to prevent such losses or the remove such soil, silt, sediment, petroleum product, hazardous substance or solid waste that has migrated or otherwise moved from such Lot to areas beyond the boundaries of such Lot and Buyer shall reimburse Seller for its actual expenses in preventing such losses or removing such soil, silt, sediment, petroleum product, hazardous substance or solid waste, including a charge equal to 2.35 times the hourly salary of any employee of Seller or its agent who supervises such activity, plus an administrative charge of \$250.00 for each such occurrence. Buyer shall pay such amounts to Seller upon demand. Any amount due from Buyer to Seller that is not paid within five (5) days of such demand shall bear interest at an annual rate of twelve percent (12%) per annum until paid in full.

Buyer shall protect, defend, indemnify and hold harmless Seller and its members or partners and their officers, directors, shareholders, members, partners or employees from any and all damages, claims liabilities, fines, penalties, cleanup costs and/or attorneys and consultant fees caused by, or in any manner related to: (1) any discharges from the Property, and/or (2) any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to the Property after the date of sale of each Lot to Buyer. Buyer hereby releases, waives and otherwise discharges any and all claims that Buyer may assert against Seller relating, in any manner, to any discharges from each Lot and/or any alleged violation of the General Permit, the pollution prevention plan or any NPDES or storm water discharge rule or regulation applicable to such Lot after the date of sale of such Lot to Buyer.

Keystone Homes, LLC

By: 

Title: Jocelyn Lippold Fink, Member Manager

Address: 1645 NW 102nd Street, Clive, IA 50325

Telephone: 515-240-1179

Date: September 29, 2016

PLEASE EXECUTE FOUR ORIGINALS, ONE EACH FOR BUYER, SELLER, IOWA DNR, AND CITY/COUNTY

